

## REISSUE DECLARATION AND POWER OF ATTORNEY FOR U.S. PATENT APPLICATION

☐ Original   ☐ Supplemental   ☒ Substitute   ☐ PCT   ☐ DESIGN

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that I verily believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Title: MOISTURE CURABLE COMPOSITION

of which is described and claimed in:

☐ the attached specification, or

☐ the specification in application Serial No. \_\_\_\_\_, filed \_\_\_\_\_, and with amendments through \_\_\_\_\_,

☐ the specification in International Application No. \_\_\_\_\_, filed \_\_\_\_\_, and as amended on \_\_\_\_\_ (if applicable) or

☒ letters patent number 6,306,966 granted on October 23, 2001 and in the specification filed on October 23, 2003 for which I solicit a reissue patent.

I hereby state that I have reviewed and understand the content of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge my duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim priority benefits under Title 35, United States Code, §119 (and §172 if this application is for a Design) of any application(s) for patent or inventor's certificate listed below and have also identified below any application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

COUNTRY	APPLICATION NO.	DATE OF FILING	PRIORITY CLAIMED

I verily believe that the above original patent is partly inoperative by reason of claiming more or less than I had a right to claim.

A Statement of Error

Claim 1 of U.S. Patent No. 6,306,966 renders the patent wholly or partly inoperative or invalid by reason of claiming more than the Applicants had a right to claim, due to the omission of an essential limitation.

The specification as filed discloses that transparency of the claimed composition is sufficiently improved when the difference in refractive index between the liquid phase and the solid phase is 0.1 or lower. However, claim 1 of the issued patent does not recite such limitation, thereby failing to teach a composition that exhibits excellent transparency. Absent such limitation, claim 1 fails to set out the metes and bounds of the Applicants' invention.

The inadvertent exclusion of the essential limitation resulted in the Applicants claiming more than they had a right to claim. Specifically, issued claim 1 renders the patent wholly or partly inoperative or invalid because it claims a broader subject matter, i.e. compositions with insufficient transparency, than what the Applicants invented. Therefore, narrowing of claim 1 is necessary to limit the scope of the claim to the Applicants' actual invention.

By the amendments presented in this Reissue application, claim 1 has been amended to limit the moisture curable composition to the actual scope of the Applicants' invention.

All errors being corrected in this application did not result from any deceptive intent on the part of the Applicants.

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

And I hereby appoint Michael R. Davis, Reg. No. 25,134; Matthew M. Jacob, Reg. No. 25,154; Warren M. Cheek, Jr., Reg. No. 33,367; Nils Pedersen, Reg. No. 33,145; Charles R. Watts, Reg. No. 33,142; Michael S. Huppert, Reg. No. 40,268 and Jeffrey R. Filipek, Reg. No. 41,471, who together constitute the firm of WENDEROTH, LIND & PONACK, L.L.P., as well as any other attorneys and agents associated with Customer No. 000513, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

I hereby authorize the U.S. attorneys and agents named herein to accept and follow instructions from ISHIHARA & COMPANY as to any action to be taken in the U.S. Patent and Trademark Office regarding this application without direct communication between the U.S. attorneys and myself. In the event of a change in the persons from whom instructions may be taken, the U.S. attorneys named herein will be so notified by me.

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PATENT

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I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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The above application may be more particularly identified as follows:

U.S. Patent No. 6,306,966 Filing Date October 23, 2003

Applicant Reference Number 75643-P-US Atty Docket No. 2003-1406

Title of Invention MOISTURE CURABLE COMPOSITION